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8 *Attorneys for Plaintiff*
9 *Uthe Technology Corporation*

10 UNITED STATES DISTRICT COURT
11
12 NORTHERN DISTRICT OF CALIFORNIA
13
14 SAN FRANCISCO DIVISION

15 UTHE TECHNOLOGY CORPORATION,

16 Plaintiff,

17 v.

18 HARRY ALLEN and AETRIUM
19 INCORPRATED,

20 Defendants.

CASE NO.: C 95-02377 WHA

21 **NOTICE OF APPEAL TO THE**
22 **UNITED STATES COURT OF**
23 **APPEAL FOR THE NINTH CIRCUIT**

24 **[APPEAL FROM ORDER GRANTING**
25 **SUMMARY JUDGMENT AND FROM**
26 **JUDGMENT DISMISSING CASE]**

TO ALL PARTIES AND THEIR COUNSEL:

NOTICE IS HEREBY GIVEN that Uthe Technology Corporation, plaintiff in the above-named case, hereby appeals to the United States Court of Appeals for the Ninth Circuit from "Order Granting Summary Judgment in Favor of Defendants" dated August 26, 2016 (a true and correct copy of which is attached hereto as "Exhibit A"), and from the Judgment entered on August 26, 2016 (a true and correct copy of which is attached hereto as "Exhibit B").

Dated: September 19, 2016

Respectfully submitted,

MANDEL BHANDARI LLP

By: /s/ Rishi Bhandari

Rishi Bhandari

Attorneys for Plaintiff Uthe Technology Corporation